IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICITON

WRIT PETITION NO.7657 OF 2005

Vasantdada Shetkari Sahakari
Sakhar Karkhana Ltd., .. Petitioner.

Versus

Union of India & Another .. Respondents.

Mr.S.S. Patwardhan for the petitioner.

Mr.Shiv Motaria i/by Ms.P.P. Bhosale for the respondents.

CORAM : H.L. GOKHALE, &
J.P. DEVADHAR, JJ.

DATED : 3RD OCTOBER, 2006.

P.C. :

1. Not on board.

2. Heard Mr.Patwardhan in support of this petition. Mr.Motaria appears for the respondents.

3. Rule. Rule made returnable forthwith.

4. The petition seeks to challenge the demand notice dated 19th August, 2003 as well as the subsequent letters dated 27th January, 2005 and 2nd February, 2005. These are to recover the alleged arrears of taxes from the petitioner. The notices are based on the decision of the Tribunal which has been set aside by the order passed by us today in the

Income Tax Appeal (L) No.1018 of 2005.

5. In view of that order, these notices will also have to be quashed and set aside. Accordingly, the same are set aside.

6. The petition stands disposed of in terms of this order. Rule is made absolute with no order as to costs.

(H.L. GOKHALE, J.)

(J.P. DEVADHAR, J.)